



PTO/SB/30 (08-00)

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

| | |
|------------------------|--------------------|
| Application Number | 09/511,830 |
| Filing Date | Feb. 23, 2000 |
| First Named Inventor | Donald D. Holbrook |
| Group Art Unit | 1724 |
| Examiner Name | Betsey M. Hoey |
| Attorney Docket Number | W-3875 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.
NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50062 (Aug. 18, 2000); Interim Rule, 65 Fed. Reg. 14885 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
 i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on Sept. 6, 2002
 (Any unentered amendment(s) referred to above will be entered).
 ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 iii. ☐ Other _____
 b. ☒ Enclosed
 i. ☒ Amendment/Reply
 ii. ☐ Affidavit(s)/Declaration(s)
 iii. ☐ Information Disclosure Statement (IDS)
 iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(f) required)
 b. ☐ Other _____

3. Fees

- The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
 a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 23-3185
 i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
 ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 iii. ☐ Other _____
 b. ☒ Check in the amount of \$ 375.00 enclosed
 c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|-------------------------|-----------------------------------|-------------------|
| Name (Print/Type) | Rodney K. Worrel | Registration No. (Attorney/Agent) | 27,475 |
| Signature | <i>Rodney K. Worrel</i> | Date | February 28, 2003 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

| | | | |
|-------------------|-------------------------|------|-------------------|
| Name (Print/Type) | Rodney K. Worrel | Date | February 28, 2003 |
| Signature | <i>Rodney K. Worrel</i> | | |

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR CONTINUED EXAMINATION (RCE)
UNDER 37 CFR § 1.114

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MAR 05 2003

GROUP 1700

Applicant : DONALD D. HOLBROOK)
Serial No. : 09/511,830)
Filed : February 23, 2000)
For : METHOD FOR TREATING)
A WORK MATERIAL)
Examiner : Betsey M. Hoey)

Art Unit: 1724

Honorable Commissioner of Patents
and Trademarks
Washington, D. C. 20231

Fresno, California

February 28, 2003

Sir:

The Applicant, through his attorney of record, hereby requests continued examination of the above-identified pending patent application. The application is a utility patent application filed on February 23, 2000, or in other words after June 8, 1995, and is under final rejection by Office Action dated March 6, 2002. A Notice of Appeal From The Primary Examiner To The Board Of Patent Appeals And Interferences has been filed. The subject patent application is still pending.

Enclosed with this request for continued examination (RCE) are the following:

1. The proper RCE fee under 37 CFR § 1.17 (e); and
2. A submission as required by 37 CFR § 1.114 in the form of
a Preliminary Amendment.

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(Date of Deposit)

RODNEY K. WORREL

Name of applicant, assignee, or
Registered Representative

[Signature]
Signature

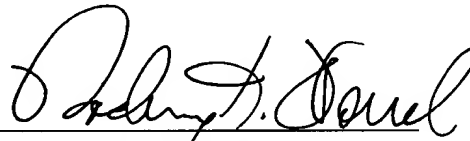
February 28, 2003
Date of Signature

It is specifically requested that the applicant's Amendment after final rejection filed on September 6, 2002 be entered and the enclosed Preliminary Amendment be filed in the order received. Both the Amendment after final rejection and the enclosed Preliminary Amendment individually meet the submission requirement under 37 CFR § 1.111 and an Office Action in response to both of these amendments is courteously solicited.

Respectfully submitted,

DONALD D. HOLBROOK

BY: WORREL & WORREL

By 

Rodney K. Worrel,
Registration No. 27,475

Attorney of Record for Applicant

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